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Attorneys for Complainant

**BEFORE THE
PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

SUZANNE ALICE JASPER RICHEY
7450 Girard Avenue
La Jolla, CA 92037

Physical Therapist Assistant License No. AT 870

Respondent.

Case No. ID 2001 62873

OAH No.

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

In the interest of a prompt and speedy settlement of this matter, consistent with the public interest and the responsibility of the Physical Therapy Board of California of the Department of Consumer Affairs, the parties hereby agree to the following Stipulated Settlement and Disciplinary Order which will be submitted to the Board for approval and adoption as the final disposition of the Accusation.

PARTIES

1. Steven K. Hartzell (Complainant) is the Executive Officer of the Physical Therapy Board of California. He brought this action solely in his official capacity and is represented in this matter by Bill Lockyer, Attorney General of the State of California, by Barry D. Ladendorf, Supervising Deputy Attorney General.

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2. Respondent Suzanne Alice Jasper Richey (Respondent) is represented in this proceeding by attorney David D. Queen, whose address is 225 South Lake Avenue, Suite 300, Pasadena, CA 91101-3009.

3. On or about October 28, 1983, the Physical Therapy Board of California issued Physical Therapist Assistant License No. AT 870 to Suzanne Alice Jasper Richey (Respondent). Respondent's Physical Therapist Assistant License was expired from on or about November 30, 1999, until November 15, 2001. Respondent renewed her license on November 15, 2001, and will expire on November 30, 2005, unless renewed.

JURISDICTION

4. Accusation No. ID 2001 62873 was filed before the Physical Therapy Board of California (Board) , Department of Consumer Affairs, and is currently pending against Respondent. The Accusation and all other statutorily required documents were properly served on Respondent on March 11, 2004. Respondent timely filed her Notice of Defense contesting the Accusation. A copy of Accusation No. ID 2001 62873 is attached as Exhibit A and incorporated herein by reference.

ADVISEMENT AND WAIVERS

5. Respondent has carefully read, fully discussed with counsel, and understands the charges and allegations in Accusation No. ID 2001 62873. Respondent has also carefully read, fully discussed with counsel, and understands the effects of this Stipulated Settlement and Disciplinary Order.

6. Respondent is fully aware of her legal rights in this matter, including the right to a hearing on the charges and allegations in the Accusation; the right to be represented by counsel at her own expense; the right to confront and cross-examine the witnesses against her; the right to present evidence and to testify on her own behalf; the right to the issuance of subpoenas to compel the attendance of witnesses and the production of documents; the right to reconsideration and court review of an adverse decision; and all other rights accorded by the California Administrative Procedure Act and other applicable laws.

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2 7. Respondent voluntarily, knowingly, and intelligently waives and gives up
3 each and every right set forth above.

4 CULPABILITY

5 8. Respondent admits that the facts set forth in the attached Public Repeal
6 are true and accurate.

7 9. Respondent agrees that her Physical Therapist License is subject to
8 discipline and she agrees to be bound by the Physical Therapy Board of California (Board) 's
9 imposition of discipline as set forth in the Disciplinary Order below.

10 CONTINGENCY

11 10. This stipulation shall be subject to approval by the Physical Therapy Board
12 of California. Respondent understands and agrees that counsel for Complainant and the staff of
13 the Physical Therapy Board of California may communicate directly with the Board
14 regarding this stipulation and settlement, without notice to or participation by Respondent
15 or his counsel. By signing the stipulation, Respondent understands and agrees that she may not
16 withdraw her agreement or seek to rescind the stipulation prior to the time the Board considers
17 and acts upon it. If the Board fails to adopt this stipulation as its Decision and Order, the
18 Stipulated Settlement and Disciplinary Order shall be of no force or effect, except for this
19 paragraph, it shall be inadmissible in any legal action between the parties, and the Board shall not
20 be disqualified from further action by having considered this matter.

21 11. The parties understand and agree that facsimile copies of this Stipulated
22 Settlement and Disciplinary Order, including facsimile signatures thereto, shall have the same
23 force and effect as the originals.

24 12. In consideration of the foregoing admissions and stipulations, the parties
25 agree that the Board may, without further notice or formal proceeding, issue and enter the
26 following Disciplinary Order:

27 13. Respondent agrees, as part of this settlement, she will pay the amount of
28 \$500 as cost recovery pursuant to Business and Professions Code section 2661.5.

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2 **DISCIPLINARY ORDER**

3 IT IS HEREBY ORDERED that Suzanne Alice Jaspers Richey, holder of
4 Physical Therapist Assistant License No. AT 870, shall be publicly reprimanded by the Physical
5 Therapy Board of California for violating Business and Professions Code sections 2630, as set
6 forth in Accusation No. ID 2001 62873 (a copy of which is attached hereto as Exhibit B and
7 hereby incorporated by reference as if fully set forth).

8 **ACCEPTANCE**

9 I have carefully read the above Stipulated Settlement and Disciplinary Order and
10 have fully discussed it with my attorney, David D. Queen. I understand the stipulation and the
11 effect it will have on my Physical Therapist Assistant License. I enter into this Stipulated
12 Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be
13 bound by the Decision and Order of the Physical Therapy Board of California.

14 DATED: June 20, 2004.

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16 Original Signed By :
17 SUZANNE ALICE JASPER RICHEY
18 Respondent

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19 I have read and fully discussed with Respondent Suzanne Alice Jasper Richey the
20 terms and conditions and other matters contained in the above Stipulated Settlement and
21 Disciplinary Order. I approve its form and content.

22 DATED: June 25, 2004.

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24 Original Signed By :
25 DAVID D. QUEEN
26 Attorney for Respondent

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2 ENDORSEMENT

3 The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
4 submitted for consideration by the Physical Therapy Board of California of the Department of
5 Consumer Affairs.

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7 DATED: July 6, 2004.

8 BILL LOCKYER, Attorney General
9 of the State of California

10 Original Signed By :
11 BARRY D. LADENDORF
12 Supervising Deputy Attorney General
13 Attorneys for Complainant

14 DOJ Matter ID: SD2003AD0318
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Exhibit A
Accusation No. ID 2001 62873

Public Reproval

Respondent, Suzanne Alice Jasper Richey, PTA, California Physical Therapy Assistant License No. AT 870 is publicly reproved under Business and Professions Code section 495 for violating Business and Professions Code section 2630, in that, between November 30, 1999, until November 15, 2001, respondent's License No. AT 870 was expired and respondent continued to practice as a physical therapy assistant without having a current and valid certificate issued by the Physical Therapy Board of California.

Exhibit B

**BEFORE THE
PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the Accusation Against:

SUZANNE ALICE JASPER RICHEY
7450 Girard Avenue
La Jolla, CA 92037

Physical Therapist Assistant License No. AT 870

Respondent.

Case No. ID 2001 62873

OAH No.

DECISION AND ORDER

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Physical Therapy Board of California, Department of Consumer Affairs, as its Decision in this matter.

This Decision shall become effective on _____. It is so ORDERED

_____.

FOR THE PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS